

RECEIVED
CENTRAL FAX CENTER**Nixon & Vanderhye PC.**
ATTORNEYS AT LAW

OCT 18 2005

11TH FLOOR
901 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22203-1808TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4057**FACSIMILE COVER SHEET**
PLEASE DELIVER IMMEDIATELY!!!!Our Ref.: 4380-87
Your Ref.: 09/340,391 Date: October 18, 2005To: Commisioner for Patents c/o Examiner Neil S. LEVY
Firm: United States Patent & Trademark Office
Facsimile No.: 571-273-8300
From: Willem F. GadianoNumber of Pages (including cover sheet): 14
(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES IN TRANSMISSION,
PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).ewm
FACSIMILE OPERATOR**ATTACHMENT/S:**

1. Request Under 37 C.F.R. § 1.312 for Acknowledgement of Consideration of Disclosed Information;
2. Revised PTO-1449 Form;
3. Copy of PTO-1449 Form filed May 12, 2000, and initialed by the Examiner;
4. Copy of International Search Report from counterpart PCT Application;
5. Copy of Cited Reference.

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information belonging to Nixon & Vanderhye, which is confidential and/or legally privileged. This information is only intended for the use of the individual or entity named above. **IF YOU ARE NOT THE NAMED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF THIS INFORMATION FOR ANY USE WHATSOEVER IS STRICTLY PROHIBITED.** If you have received this facsimile in error, please immediately contact us by telephone to arrange for return of the original documents to us.

1004405

Atty. Docket No.: 4380-87

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Steven M. Bessette

RECEIVED
CENTRAL FAX CENTERAtty. Ref.: 4380-87
Confirmation No.: 3849

Serial No. 09/340,391

Group: 1615

Filed: June 28, 1999

OCT 18 2005

Examiner: Levy, Neil S.

For: SYNERGISTIC AND RESIDUAL PESTICIDAL COMPOSITIONS
CONTAINING PLANT ESSENTIAL OILS WITH ENZYME
INHIBITORS

* * * * *

Allowed: July 19, 2005

Commissioner for Patents
Mail Stop ISSUE FEE
Alexandria, VA 22313-1450REQUEST UNDER 37 C.F.R. § 1.312
FOR ACKNOWLEDGEMENT
OF CONSIDERATION OF DISCLOSED INFORMATION

Sir:

It has come to the attention of the undersigned representative that the initialed PTO-Form 1449 filed on May 12, 2000, (copy attached) contains a minor error in the citation for a listed non-patent literature/document (copy attached). In particular, the following reference citation:

Singh, K. et al., COMPOSITION FLEA CONTROL CARPET COMPRISE BORIC ACID POWDER CONTAIN ADSORB MONO TERPENE SYNERGISTIC, Abstract, Database WPI, Section Ch, Week 199412, Derwent Publications Ltd., January 7, 1994,

which has been previously initialed as having been considered by the Examiner, should have been

listed as:

Maffia, A. J., ABSTRACT, Database WPI, Section Ch, Week 199412, Derwent Publications Ltd., London, GB, Class C03, AN 1994-092916, XP002133730, CA2099929, January 7, 1994.

The citation was obtained from an International Search Report (copy attached) in a counterpart International Patent Application.

As such, to prevent an incorrect citation from being inadvertently listed on any resulting Letters Patent for the above-captioned patent application, Applicant respectfully requests that the above-identified PTO-Form 1449 be corrected/updated accordingly. For the convenience of the Patent Office, a

BEST AVAILABLE COPY

1004251

Steven M. Bessette
Serial No. 09/340,391

Atty. Docket No. 4380-87

revised PTO-Form 1449 is attached. Alternatively, to avoid confusion in the USPTO records, the Examiner could indicate on the previously considered PTO-Form 1449 that the incorrect citation is NOT considered and initial the revised citation on the attached PTO-Form 1449. Applicant respectfully requests that the Examiner contact the undersigned representative at the telephone number listed below if there are any questions or if any further information is needed.

Respectfully submitted,

NIXON & VANDERHYE P.C.

Date: October 18, 2005By: 

Willem F. Gadiano
Reg. No. 37,136

WFG:ewm
901 North Glebe Road, 11th Floor
Arlington, VA 2220-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document (including any paper referred to as being attached or enclosed) is being sent to the U.S. Patent and Trademark Office via facsimile transmission to (571) 273-8300 on the date indicated below, with a coversheet addressed to Commissioner for Patents, U.S. Patent and Trademark Office.

Date: October 18, 2005By: 

Willem F. Gadiano, Reg. No. 37,136